
Public Utilities Commission of the State of California

Public Agenda 3279

Thursday, August 18, 2011 9:00 a.m.

San Francisco, California

Commissioners

Michael R. Peevey, President

Mark J. Ferron

Michel Peter Florio

Catherine J.K. Sandoval

Timothy Alan Simon

For each agenda item, a summary of the proposed action is included; the Commission's decision may, however, differ from that proposed.

Website: <http://www.cpuc.ca.gov>

Scheduled Commission Meetings

505 Van Ness Avenue, San Francisco

<i>Ratesetting Deliberative Meeting*</i> Room 5305 (1:30 p.m.) <i>Closed to the Public</i>	<i>Commission Meeting</i> Auditorium (9:00 a.m.) <i>Open to the Public</i>
Friday, September 02, 2011 (San Francisco)	Thursday, August 18, 2011 (San Francisco)
Monday, September 19, 2011 (San Francisco)	Thursday, September 08, 2011 (San Francisco)
Monday, October 03, 2011 (San Francisco)	Thursday, September 22, 2011 (San Francisco)
Monday, October 17, 2011 (San Francisco)	Thursday, October 06, 2011 (Los Angeles at 10:00 a.m.)
Monday, November 07, 2011 (San Francisco)	Thursday, October 20, 2011 (San Francisco)

**Ratesetting Deliberative Meeting dates are reserved as noted but will be held only if there are ratesetting matters to be considered and a Commissioner has requested that a Ratesetting Deliberative Meeting be held.*

Matters of Public Interest

For the convenience of the public and media representatives, items of widespread public interest will be taken up at the beginning of the meeting.

For further information contact the Public Advisor
(415) 703-2074 E-mail: public.advisor@cpuc.ca.gov



This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g. sign language interpreters, please call the Public Advisor at (415) 703-2074 or TTY# (415) 703-5282 or toll free # 1-866-836-7825 three business days in advance of the meeting.

PUBLIC COMMENT

The following items are not subject to public comment:

- All items on the closed session agenda.
- 21

Public Comment:

Consent Agenda

Items shown on the Consent Agenda will be taken up and voted on as a group in one of the first items of business of each Commission meeting. Items may be removed from the Consent Agenda for discussion on the Regular Agenda at the request of any Commissioner prior to the meeting.

Consent Agenda - Orders and Resolutions

Item	Preliminary Categorizations and Hearing Determinations for
1	Recently Filed Formal Applications

[10596]

Res ALJ 176-3279

PROPOSED OUTCOME:

® Ratification of preliminary determination of category for proceedings initiated by application. The Preliminary determinations are pursuant to Rule 7.1 of the Commission's Rules of Practice and Procedure.

ESTIMATED COST:

® None.

Consent Agenda - Orders and Resolutions (continued)

**Item Federal Executive Agencies' Petition for Modification of
2 Decision 10-03-022**

[10395]

R07-05-025

Rulemaking regarding whether, or subject to what conditions, the suspension of Direct Access may be lifted consistent with Assembly Bill 1X and Decision 01-09-060.

PROPOSED OUTCOME:

® Denies the Federal Executive Agencies' Petition for Modification of Decision 10-03-022 to increase the Direct Access Load Cap for Southern California Edison Company to include Edwards Air Force Base load.

ESTIMATED COST:

® None.

(Comr Ferron - ALJ Pulsifer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457811

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3275, Item 7 6/9/2011 (Ferron);

Agenda 3276, Item 3 6/23/2011 (Staff);

Agenda 3277, Item 3 7/14/2011 (Staff);

Agenda 3278, Item 2 7/28/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Power Purchase
3 Agreement With North Star Solar, LLC**

[10417]

Res E-4405, Advice Letter 3759-E Filed on November 12, 2010 - Related matters.

PROPOSED OUTCOME:

® Denies cost recovery for the long-term renewable energy power purchase agreement between Pacific Gas and Electric Company and North Star Solar, LLC.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456653

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3276, Item 7 6/23/2011 (Peevey);

Agenda 3277, Item 6 7/14/2011 (Peevey);

Agenda 3278, Item 4 7/28/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)**Item California-American Water Company's Petition to Modify
4 Decision 06-12-040**

[10471]

A04-09-019

In the Matter of the Application of California-American Water Company for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates.

PROPOSED OUTCOME:

- ® Modifies Decision 06-12-040 regarding ratemaking approach for Coastal Water Project to:
- ® Increase Special Request I surcharge to 15% to apply to authorized amounts for pre-construction costs. Pre-construction costs shall be recorded in an interest bearing memorandum account that will accrue interest at the five-year U.S. Treasury Constant Maturity Rate, not to fall below 2%.

ESTIMATED COST:

- ® Unknown at this time.

(Comr Peevey - ALJ Minkin)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457566

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3277, Item 14 7/14/2011 (Sandoval);

Agenda 3278, Item 5 7/28/2011 (Sandoval)

Consent Agenda - Orders and Resolutions (continued)**Item Rural Water Company's General Rate Increase in Annual
5 Revenue**

[10487]

Res W-4883, Advice Letter 60-W filed on May 10, 2010 - Related matters.**PROPOSED OUTCOME:**

- ® To file a supplemental advice letter (AL) that incorporates the revised rate schedule as Appendix B.
- ® Adopts the quantities in Appendix D.
- ® The utility shall refund over collected revenues of \$350,613 providing a prorated surcredit to each customer over a period of 36 months and with; shall provide the surcredit concurrently with the general rate increase authorized here.
- ® Submit a Tier 2 advice letter once a year to recover costs related to the Nipomo Mesa Management Area tracked in the purchased water account and incurred after the establishment of this account.
- ® The AL is effective after approval by the Division of Water and Audits.

ESTIMATED COST:

- ® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=459802

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3277, Item 24 7/14/2011 (Peevey);

Agenda 3278, Item 7 7/28/2011 (Simon)

Consent Agenda - Orders and Resolutions (continued)**Item SFPP, L.P. To Increase Intra-State Pipeline Transportation
6 Rates**

[10509]

A09-05-014, A08-06-008, A08-06-009 - Related matters.

Application of SFPP, L.P. for authority, pursuant to Public Utilities Code Section 455.3, to increase its rates for pipeline transportation services within California.

PROPOSED OUTCOME:

- ® Sets rates and orders refunds to shippers on SFPP, L.P.'s intrastate refined petroleum products pipeline.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Bemederfer)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457562

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3278, Item 13 7/28/2011 (Simon)

Consent Agenda - Orders and Resolutions (continued)

**Item Pacific Gas and Electric Company's Two Renewable Power
7 Purchase Agreements with Potrero Hills Energy Producers,
[10527] LLC and Sunshine Gas Producers, LLC**

Res E-4415, Advice Letter 3623-E filed on February 25, 2010, and Supplemental Advice Letter 3623-E-A filed on April 13, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Approves cost recovery for Pacific Gas and Electric Company's renewable power purchase agreements (PPA) with Potrero Hills Energy Producers, LLC and Sunshine Gas Producers, LLC.
- ® The PPA's are approved with modifications.

ESTIMATED COST:

- ® Actual costs are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=459196

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3278, Item 21 7/28/2011 (Peevey)

Consent Agenda - Orders and Resolutions (continued)

Item **Verizon's Request for Deviation of Public Utilities Code**
8 **Section 320, Undergrounding of Facilities Along Scenic**
[10529] **Highways**

Res T-17269, Advice Letter 12415 filed on June 18, 2009 - Related matters.

PROPOSED OUTCOME:

® Grants Verizon California Inc.'s request for deviation of Public Utilities Code Section 320, with fine and remediation measures.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458155

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3278, Item 22 7/28/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)**Item Changes to the California Solar Initiative Program Handbook****9**

[10530]

Res E-4396, SCE Advice Letter (AL) 2533-E, filed on December 3, 2010, Substitute Sheet filed on December 7, 2010, PG&E AL 3768-E, filed on December 3, 2010, CCSE AL 13, filed on December 3, 2010 - Related matters.

PROPOSED OUTCOME:

- ® Grants the California Solar Initiative (CSI) Program Administrators a modified 2-Step application review process.
- ® Denies the change to a 1-Step application review process.
- ® Approves all other CSI Program Handbook changes.

ESTIMATED COST:

- ® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457692

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Agenda 3278, Item 23 7/28/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item **Southern California Edison Company's 2009 Energy**
10 **Resource Recovery Account Compliance and**
[10531] **Reasonableness Review**

A10-04-002

Application of Southern California Edison Company for a Commission Finding that its Procurement-Related and Other Operations for the Record Period January 1 Through December 31, 2009 Complied with its Adopted Procurement Plan; for Verification of its Entries in the Energy Resource Recovery Account and Other Regulatory Accounts; and for Recovery of \$29.947 Million Recorded in Four Memorandum Accounts.

PROPOSED OUTCOME:

- ® Disallows \$2.4 million associated with outages at San Onofre Nuclear Generating Station and Mammoth Pool generator.
- ® Determines that all other dispatch, contract administration were reasonably administered in the Record Period.
- ® Determines that Southern California Edison Company's (SCE) ratemaking accounts were appropriate and currently stated.
- ® Authorizes SCE's recovery of expenses and capital costs in its Market Redesign and Technology Upgrade Memorandum Account for 2007-2009, subject to audit.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Authorizes SCE's rate recovery for \$23.7 million from three ratemaking accounts.

(Comr Florio - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458816

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Agenda 3278, Item 24 7/28/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)

Item New Order Instituting Rulemaking**11**

[10410]

R._____

Order Instituting Rulemaking on the Commission's Own Motion to Revise the Certification Process for Telephone Corporations and the Registration Process for Wireless Resellers.

PROPOSED OUTCOME:

® Institutes Rulemaking to revise the requirements for 1) telephone corporations seeking Certificate of Public Convenience and Necessity (CPCN) under Public Utilities Code § 1001 and 2) Commercial Mobile Radiotelephone Service Providers seeking Wireless Reseller Identification (WIR) registration under Decision (D) 94-10-031, D94-12-042, and D95-10-032.

ESTIMATED COST:

® Depending on the extent of revisions to existing rules, applicants seeking CPCN certification and registrants seeking WIR registration could pay higher application and registration fees; certificated and registered carriers (with the exception of Incumbent Local Exchange Carriers) would pay minimum user fees and incur additional undetermined costs to maintain the performance bonds and for required expanded background checks.

® Overall costs for all applicants seeking CPCN and registrants seeking WIR operating authority is undetermined.

Agenda 3274, Item 35 5/26/2011 (Staff);

Agenda 3275, Item 11 6/9/2011 (Staff);

Agenda 3276, Item 5 6/23/2011 (Staff);

Agenda 3277, Item 5 7/14/2011 (Staff)

Consent Agenda - Orders and Resolutions (continued)**Item 12 Final Report of the 2010 Triennial On-Site Security Review of San Francisco International Airport AirTrain**

[10560]

Res ST-129**PROPOSED OUTCOME:**

® Approval of the 2010 Triennial On-Site Security Review of San Francisco International Airport AirTrain, dated November 9, 2010.

ESTIMATED COST:

® Not within scope of this resolution.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458919

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Item 13 Delegates Authority to the Executive Director to Suspend and Revoke Household Goods Carrier Permits

[10561]

Res TL-19102**PROPOSED OUTCOME:**

® Grants the Executive Director the authority to suspend and revoke the permit of a household goods carrier that fails to pay a judgment awarded to a consumer by a court or an arbitrator in connection with an intrastate shipment of used household goods.

ESTIMATED COST:

® The Commission will incur the cost of conducting a hearing whenever a carrier appeals an action by the Executive Director under this resolution.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=445673

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item **Extends the Public Utilities Code § 851 Pilot Program**
14 **Established in Resolution ALJ-186 as Modified by**
[10565] **Resolutions ALJ-202 and ALJ-244**

Res ALJ-272

PROPOSED OUTCOME:

® Extends the Section 851 advice letter pilot program established in Resolution ALJ-186, and modified in Resolutions ALJ-202 and 244, until August 23, 2012, unless sooner extended or unless the Commission adopts an order regarding whether the pilot program should be continued or made permanent and possible additional modifications to the pilot program.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=459344

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Item **California High Cost Fund-A Expense Budget for Fiscal Year**
15 **2012-2013**

[10568]

Res T-17331

PROPOSED OUTCOME:

® Approval of California High Cost Fund-A Expense Budget for Fiscal Year 2012-13 in the amount of \$49.773 million.

ESTIMATED COST:

® \$49.773 million.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458815

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)**Item California Advanced Services Fund Expense Budget for
16 Fiscal Year 2012-2013**

[10569]

Res T-17335**PROPOSED OUTCOME:**

® Approves the California Advanced Services Fund Budget for Fiscal Year 2012-2013.

ESTIMATED COST:

® \$40 million.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458819

Pub. Util. Code § 311 – This item was mailed for Public Comment.

**Item Deaf and Disabled Telecommunications Program Expense
17 Budget for Fiscal Year 2012-2013**

[10574]

Res T-17323**PROPOSED OUTCOME:**

® Approves the Deaf and Disabled Telecommunications Program Expense Budget for Fiscal Year 2012-2013 in the amount of \$76.12 million.

ESTIMATED COST:

® \$76.12 million.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458579

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item 18
[10578] **Provides Emergency Access to 211 Services in Counties and Localities Without Existing 211 Centers and to Appoint a 211 Lead Entity**

R10-06-002

Order Instituting Rulemaking Regarding Whether to Allow Access to 211 Services in Counties and Localities Without 211 Centers.

PROPOSED OUTCOME:

- ® Authorizes the provision of 211 emergency service to counties and localities that do not yet have regular 211 service, so that Californians in these areas can now obtain information about an emergency occurring in their immediate area.
- ® Establishes rules regarding the duties of a 211 Lead Entity and the provision of 211 emergency service.
- ® Appoints 2-1-1 California as the 211 Lead Entity for provision of 211 service in California (including both regular 211 service and 211 service provided during an emergency).
- ® Today's decision does not alter any of the rules, guidelines, or instructions authorized in Decision 03-02-029 regarding the provision of regular 211 service.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Florio - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E44386

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Consent Agenda - Orders and Resolutions (continued)

Item **San Diego Gas & Electric Company's Two Renewable**
19 **Energy Credit Purchase and Sale Agreements With Cabazon**
[10579] **Wind Partners LLC and Whitewater Hill Wind Partners LLC**

Res E-4335, Advice Letter 2118-E filed on October 28, 2009, Advice Letter 2118-E-A filed on June 2, 2011, and Advice Letter AL 2118-E-B filed on June 10, 2011 - Related matters.

PROPOSED OUTCOME:

- ® Approves with modification cost recovery for San Diego Gas & Electric Company's (SDG&E) renewable energy credit purchase and sale agreements with Cabazon Wind Partners LLC and Whitewater Hill Wind Partners LLC.
- ® The Commission makes no determination in this resolution regarding the purchase and sale agreements classification for the purposes of their contribution towards SDG&E's Renewables Portfolio Standard compliance obligations.

ESTIMATED COST:

- ® Costs of these purchase and sale agreements are confidential at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=459443

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Consent Agenda - Orders and Resolutions (continued)

Item **To Construct the Butterfield Boulevard Grade-Separated**
20 **Overpass Above Union Pacific Railroad Company Railroad**
[10583] **Tracks in the City of Morgan Hill, County of Santa Clara**

A10-07-018

Application of the city of Morgan Hill for an Order authorizing construction of a grade-separated overhead bridge crossing over tracks of the Union Pacific Railroad Company between Tennant Avenue and Monterey Road in the City of Morgan Hill, County of Santa Clara.

PROPOSED OUTCOME:

- ® Grants the City of Morgan Hill authorization to construct the Butterfield Boulevard grade-separated Highway-Rail crossing above the tracks of the Union Pacific Railroad Company.
- ® Closes the proceeding.

ESTIMATED COST:

- ® Discretionary project, not within scope of applicant request.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457299

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

Item Order Extending Statutory Deadline**21**

[10585]

C09-09-016

California Building Industry Association vs. Pacific Bell Telephone Company d/b/a AT&T California.

PROPOSED OUTCOME:

® Extends the statutory deadline of this proceeding to September 18, 2012.

ESTIMATED COST:

® None.

(Comr Florio - ALJ Wetzell)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456763*Pub. Util. Code §1701.1 -- This proceeding is categorized as Adjudicatory.*

Consent Agenda - Orders and Resolutions (continued)

Item **The California Department of Water Resources to Modify**
22 **Decision 11-03-004 Regarding the 2011 Operating Order**
[10590] **Applicable to San Diego Gas & Electric Company**

R11-03-006

Order Instituting Rulemaking to Consider the Annual Revenue Requirement Determination of the California Department of Water Resources and related issues.

PROPOSED OUTCOME:

- ® The Operating Order applicable to San Diego Gas & Electric Company (SDG&E) in Decision (D) 11-03-004 is modified to account for SDG&E now being the Scheduling Coordinator for Shell Wind's Cabazon and Whitewater Hills contracts.
- ® This decision specifically modifies Schedule 1 of Attachment 6 of D11-03-004.

ESTIMATED COST:

- ® None.

(Comr Florio - ALJ Wilson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457983

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Item **Settlement Agreement Resolving the Appeal of Field**
23 **Citation-406 and Field Citation-407**
[10591]

Res ALJ-273**PROPOSED OUTCOME:**

- ® Approves settlement agreement resolving the citation appeals on settlement payment of \$250.

ESTIMATED COST:

- ® \$250 (benefit).

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457185

Consent Agenda - Orders and Resolutions (continued)**Item Southern California Gas Company's Annual Compliance
24 Report**

[10592]

Res G-3462, Advice Letter 4153-A filed on December 16, 2010 - Related matters.**PROPOSED OUTCOME:**

® Finds that Southern California Gas Company's gas procurement activities intended to maintain Southern System reliability during the April 1, 2009 through August 31, 2010 period were in compliance with the conditions specified for such purchases and sales in Rule 41 and approves the submitted cost of the procurement activities.

ESTIMATED COST:

® \$2.2 million.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458805

**Item Order Extending Statutory Deadline
25**

[10593]

R08-11-005

Order Instituting Rulemaking to Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities.

PROPOSED OUTCOME:

® Extends the 18-month statutory deadline for Phase 2 of this proceeding to November 7, 2011.

ESTIMATED COST:

® None.

(Comr Simon - ALJ Kenney)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457214

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Consent Agenda - Orders and Resolutions (continued)**Item Transfer of a Passenger Stage Corporation Certificate from
26 Discount Shuttle, LLC to Mohsen Jafari**

[10595]

A11-05-007

Application for Approval of the Transfer by Sale of Passenger Stage Certificate 17162 held in the name of Discount Shuttle, LLC, from Mohammad Yoonos to Mohsen Jafari.

PROPOSED OUTCOME:

- ® Grants the application for approval to transfer a passenger stage corporation certificate from Discount Shuttle, LLC to Mohsen Jafari.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Exam Clark)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455795

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)**Item Petition for Modification of Decision 10-12-017**
27

[10599]

A09-07-001

In the Matter of the application of California Water Service Company, a California corporation, for an order 1) authorizing it to increase rates for water service by \$70,592,000 or 16.75% in test year 2011, 2) authorizing it to increase rates on January 1, 2012 by \$24,777,000 or 5.04% and January 1, 2013 by \$24,777,000 or 4.79% in accordance with the Rate Case Plan, and 3) adopting other related rulings and relief necessary to implement the Commission's ratemaking policies.

PROPOSED OUTCOME:

- ® Grants petition of City of Selma, California Water Service, and Division of Ratepayer Advocates to modify Decision 10-12-017 to phase in approved rate increase for Selma District.
- ® Closes the proceeding.

ESTIMATED COST:

- ® None.

(Comr Peevey - ALJ Kotz)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458837

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Orders and Resolutions (continued)

**Item Certificate of Public Convenience and Necessity for Radical
28 Systems Solution, Inc.**

[10602]

A11-03-029

PROPOSED OUTCOME:

® Radical Systems Solutions Inc. is granted a certificate of public convenience and necessity for authority to provide resold local exchange telecommunications services in the state of California, subject to the terms and conditions set forth.

® Application 11-03-029 is closed.

ESTIMATED COST:

® None.

(Comr Sandoval - ALJ Colbert)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458847

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders**Item Compensation to The Utility Reform Network**
29

[10562]

R09-10-032

Order Instituting Rulemaking to Oversee the Resource Adequacy Program, Consider Program Refinements, and Establish Annual Local Procurement Obligations.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$58,264.85 in intervenor compensation for contributions to Decisions (D) 10-06-036 and D10-12-038.

ESTIMATED COST:

® The awarded amount of \$58,264.85 plus interest will be paid from the California Public Utilities Commission Intervenor Compensation Program fund.

(Comr Ferron - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455326

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Consent Agenda - Intervenor Compensation Orders (continued)**Item Compensation to The Utility Reform Network**
30

[10581]

A10-07-004, A10-07-006 - Related matters.

Application of Southern California Edison Company for Approval of its Palm Desert Demonstration Partnership Through the 2010-2012 Energy Efficiency Program Cycle.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$21,664.28 in intervenor compensation for contributions to Decision 10-12-027.

ESTIMATED COST:

® Ratepayers of Southern California Edison Company and Southern California Gas Company will pay the awarded amount of \$21,664.28, plus interest.

(Comr Peevey - ALJ Gamson)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455550*Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.*

Consent Agenda - Intervenor Compensation Orders (continued)**Item Compensation to The Utility Reform Network****31**

[10584]

R00-02-004

Order Instituting Rulemaking on the Commission's Own Motion to Establish Consumer Rights and Consumer Protection Rules Applicable to All Telecommunications Utilities.

PROPOSED OUTCOME:

® Awards The Utility Reform Network \$63,922.73 in intervenor compensation for contributions to Decision 10-10-034.

ESTIMATED COST:

® The awarded amount of \$63, 922.73, plus interest, will be paid from the Commission Intervenor Compensation Program fund.

(Comr Peevey - ALJ Bushey)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=456536

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Consent Agenda - Intervenor Compensation Orders (continued)

Item Compensation to L. Jan Reid**32**

[10594]

R10-05-006

Order Instituting Rulemaking to Integrate and Refine Procurement Policies and Consider Long-Term Procurement Plans.

PROPOSED OUTCOME:

® Awards L. Jan Reid \$13,566.41 for substantial contributions to Decision 10-12-034.

ESTIMATED COST:

® The ratepayers of Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company will each pay their respective shares of the award, plus interest.

(Comr Peevey - ALJ Allen)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457477

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda

Regular Agenda - Energy Orders

Item Regulations to Reduce Fire Hazards with Overhead Power 33 Lines and Communication Facilities

[10475]

R08-11-005

Order Instituting Rulemaking to Revise and Clarify Commission Regulations Relating to the Safety of Electric Utility and Communications Infrastructure Provider Facilities.

PROPOSED OUTCOME:

- ® Adopts regulations to reduce the fire hazards associated with overhead power lines and aerial communication facilities located in close proximity to power lines.
- ® Establishes a new Phase 3 of this proceeding to address two matters. First, Phase 3 will provide a venue for the Consumer Protection and Safety Division to develop and submit a plan to collect data on power-line fires, analyze the data, and use this information to formulate measures to reduce the number of fires ignited by power lines. Second, Phase 3 will develop and adopt maps that accurately identify areas where power line fires are more likely to occur and spread rapidly.
- ® Identifies the regulatory mechanisms that cost-of-service utilities should use to seek recovery of the costs they incur to comply with the adopted regulations.
- ® Denies a request by certain parties to open a new rulemaking proceeding to consider if fire risk should be added to the list of reasons to permit undergrounding of power-line facilities pursuant to electric Tariff Rule 20.

ESTIMATED COST:

- ® The adopted regulations will likely increase costs, but the amount is unknown.
- ® The cost of the new regulations is more than offset by the public-safety benefits.

(Comr Simon - ALJ Kenney)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=455975

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Agenda 3277, Item 49 7/14/2011 (Peevey)

Regular Agenda - Energy Orders (continued)**Item Modifications to the Commission's Self-Generation Incentive
34 Program**

[10580]

R10-05-004

Order Instituting Rulemaking Regarding Policies, Procedures and Rules for the California Solar Initiative, the Self-Generation Incentive Program and Other Distributed Generation Issues.

PROPOSED OUTCOME:

® Implements changes to the self-generation incentive program to comply with Senate Bill 412.

ESTIMATED COST:

® None-program budget remains unchanged.

(Comr Peevey - ALJ Ebke)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E44432

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Quasi-Legislative.

Regular Agenda - Energy Resolutions and Written Reports**Item 35 Implements the Renewable Auction Mechanism for the Three Investor-Owned Utilities**

[10563]

Res E-4414, PG&E's Advice Letter (AL) 3809-E, SCE's AL 2557-E, and SDG&E's AL 2232-E filed on February 25, 2011 - Related matters.

PROPOSED OUTCOME:

® Implements the Renewable Auction Mechanism for Pacific Gas and Electric Company, Southern California Edison Company, and San Diego Gas & Electric Company.

® Specifically, this resolution adopts implementation details, bidding protocols, and standard power purchase agreements for each investor-owned utility.

ESTIMATED COST:

® Actual costs are unknown at this time.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=459788

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Regular Agenda - Communication Resolutions and Reports

Item **Adopts the California High Cost Fund–B Budget of \$36.333**
36 **Million for Fiscal Year 2012-2013 to Comply with Public**
[10575] **Utilities Code Section 273(a)**

Res T-17328

PROPOSED OUTCOME:

® Adopts the budget of \$36.333 million for the California High Cost Fund-B (CHCF-B) program expenses for Fiscal year 2012-2013.

ESTIMATED COST:

® Allows \$36.333 million to be spent from the CHCF-B AC fund for Fiscal Year 2012-2013.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=457852

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Item **California Teleconnect Fund Budget for Fiscal Year**
37 **2012-2013, Increase Program Cap, and Community College**
[10576] **Caps for Fiscal Years 2010-2011, 2011-2012, and 2012-2013**

Res T-17333

PROPOSED OUTCOME:

- ® Approves a California Teleconnect Fund budget of \$92.234 million for fiscal year 2012-13.
- ® Approves appropriations cap of \$92.234 million.
- ® Approves total discounts available for community colleges are \$10.393 million for fiscal year 2010-11, \$10.599 million for fiscal year 2011-12, and \$10.865 million for fiscal year 2012-13.

ESTIMATED COST:

® \$92.234 million.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458868

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Regular Agenda - Water/Sewer Orders

Item **New Order Instituting Rulemaking**
38
(Rev.)
[10492]

R._____

Order Instituting Rulemaking on the Commission's Own Motion into Addressing the Commission's Water Action Plan Objective of Setting Rates that Balance Investment, Conservation, and Affordability for the Multi-District Water Utilities of: California-American Water Company, California Water Service Company, Del Oro Water Company, Inc., Golden State Water Company, and San Gabriel Valley Water Company.

PROPOSED OUTCOME:

® Initiates a Rulemaking consistent with the Commission's Water Action Plan of 2010 and 2005, to evaluate a regionalization or consolidation of rates (postage stamp rates) of the multi-district water utilities.

ESTIMATED COST:

® None.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458372

Agenda 3277, Item 52 7/14/2011 (Florio)

08/10/2011 - This revision was not shown on the Agenda mailed to the public.

Regular Agenda - Water/Sewer Orders (continued)

Item
39
[10570] **Ratemaking Treatment for Golden State Water for its
Abandoned Hill Street Water Treatment Facility and Rate
Recovery for a Water Purchase Agreement with the Contra
Costa Water District**

A10-01-009

In the matter of the Application of the Golden State Water Company for an order authorizing it to increase rates for water service for years 2011 and 2012 in its Service Areas of Arden Cordova, Bay Point, Clearlake, Los Osos, Ojai, Santa Maria and Simi Valley.

PROPOSED OUTCOME:

- ® Amortizes the undepreciated plant balance for Hill Street Water Treatment Facility (Hill Street) over six years.
- ® Amortizes the prepaid water purchase agreement over six years.

ESTIMATED COST:

- ® \$4 million in water requisition costs plus un-depreciated balance of the Hill Street facility.

(Comr Peevey - ALJ Long)

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=E44299

Pub. Util. Code § 311 – This item was mailed for Public Comment.

Pub. Util. Code §1701.1 -- This proceeding is categorized as Ratesetting.

Regular Agenda - Legal Division Matters

Item **Comments Before the Federal Energy Regulatory**
40 **Commission Regarding Promoting Transmission Investment**
[10582] **Through Pricing Reform**

FERC Docket No. RM11-26-000

The Federal Energy Regulatory Commission (FERC) seeks comment in a notice of inquiry on its incentive regulations and policies under Order No. 679, which FERC enacted five years ago. This order provides for transmission rate incentives for new investments. Staff seeks authority to file comments.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458077

Item **Comments Before the Federal Energy Regulatory**
41 **Commission Regarding Third-Party Provision of Ancillary**
[10597] **Services, Accounting and Financial Reporting for New**
 Electric Storage Technologies

FERC Docket No. RM11-24

California Public Utilities Commission Staff request for authorization to file comments on the Federal Energy Regulatory Commission's Notice of Inquiry regarding third-party provision of Ancillary Services by electric storage units, as well as accounting and financial reporting for electric storage technologies.

http://docs.cpuc.ca.gov/Cyberdocs/AgendaDoc.asp?DOC_ID=458635

Regular Agenda - Legislative and Other Matters**Item Energy: Rates****42**

[10507]

SB 855 (Kehoe)

Current law allows individual retail nonresidential end-use customers to acquire electric service from direct access providers, up to a maximum allowable total kilowatt-hours annual limit. The maximum allowable annual limit is set by the Commission for each electrical corporation at the maximum total kilowatt-hours supplied by all other providers to distribution customers of that electrical corporation during any sequential 12-month period between April 1, 1998, and October 11, 2009. This bill would change the annual maximum allowable total kilowatt-hour limit established for each electrical corporation. (Legislative Subcommittee Recommendation: _____).

Agenda 3277, Item 56 7/14/2011 (Staff);

Agenda 3278, Item 42 7/28/2011 (Staff)

**Item Proposed Public Utilities Commission-Sponsored
43 Legislation**

[10536]

Agenda 3277, Item 58 7/14/2011 (Staff);

Agenda 3278, Item 43 7/28/2011 (Staff)

Item Reauthorization of Public Goods Charge**44**

[10587]

SB 35 (Padilla), AB 723 (Bradford), AB 1303 (Williams)

Commission discussion and possible action on legislation to reauthorize the public goods charge pursuant to section 399.8 of the Public Utilities Code.

Regular Agenda - Commissioner Reports

Regular Agenda - Management Reports and Resolutions

Item	Report and Discussion by Consumer Protection and Safety
45	Division on Recent Safety Program Activities
[10572]	

Closed Session

This notice is furnished under Government Code Sections 11125 and 11126.3. The Commission will meet in Closed Session following the Public Session of its regularly scheduled meeting. In the Closed Session, the Commission may consider personnel matters as provided under Government Code Section 11126(a), institution of proceedings or disciplinary actions against any person or entity under the jurisdiction of the Commission as provided under Government Code Sections 11126(d)(2) and 11126(e)(2)(C)(i), and pending litigation as provided under Government Code Section 11126(e). Additional items may be added to the closed session agenda pursuant to Gov. Code Section 11126.3(d). If in Closed Session the Commission votes to appoint, employ, or dismiss a public employee, the Commission will thereafter reconvene in Open Session to make the disclosures required by Government Code Sections 11125.2 and 11126.3(f).

Closed Session - Applications for Rehearing

Item	Conference with Legal Counsel - Application for Rehearing
46	
[10573]	

Compilation of applications for rehearing recently filed with the Commission.

Gov. Code § 11126(e)(2)(B)(i), allows this item to be considered in Closed Session.

Closed Session - Initiation of Litigation - Non-Federal

Consideration of possible Commission initiation of, or intervention in, litigation.

Gov. Code § 11126(e)(2)(C)(i) and/or § 11126(d)(2), allows this item to be considered in Closed Session.

Closed Session - Threatened Litigation - Non-Federal

Significant exposure to litigation

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Existing Litigation - Non-Federal

Closed Session - Threatened Litigation - Federal

Significant exposure to litigation in federal agency or court proceedings.

Gov. Code § 11126(e)(2)(B), allows this item to be considered in Closed Session

Closed Session - Initiation of Litigation - Federal

Consideration of possible Commission initiation of, or intervention in, federal agency or court proceedings.

Gov. Code § 11126(e)(2)(C)(i), allows this item to be considered in Closed Session.

Closed Session - FERC Docket No. EL00-95-000, et al.

Conference with Legal Counsel - Existing Litigation; San Diego Gas & Electric Co., FERC Docket No. EL00-95, Investigation of Practices of the California Independent System Operator and the California Power Exchange, FERC Docket EL00-98, and related dockets, CPUC v. FERC, Ninth Circuit Nos. 01-71051, et al., and 01-71934, et al., and related dockets.

Gov. Code § 11126(e)(2)(A), allows this item to be considered in Closed Session.

Closed Session - Personnel Matters

Consideration of appointment, employment, evaluation of performance, or dismissal of a public employee or to hear complaints or charges brought against that employee by another person or employee.

Gov. Code § 11126(a), allows this item to be considered in Closed Session